

App. No.: 09/470,890
Doc. No.: BCS03393 (PD05924AM)

REMARKS

This amendment is in response to the Office action mailed on July 19, 2005. Claims 1-5 and 7-33 are currently pending and claims 6 and 34-46 are canceled. No new matter has been added. Applicant respectfully requests reconsideration of the pending claims in view of the above amendments and arguments below.

In the Office Action mailed July 19, 2005, the Examiner rejected claims 35 and 38 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent 6,560,445 to Fette et al. The Examiner also rejected claims 36 and 39 under 35 U.S.C. 103(a) as being unpatentable over Fette et al. The Examiner also objected to claims 29-33, 38 and 39 as being drawn to non-statutory subject matter. Finally, the Examiner indicated claims claims 1-5 and 7-28 are allowable.

Independent claim 29 has been amended to include a preamble like that suggested by the Examiner in the Office Action. Claims 29-33 are therefore allowable.

Claims 35, 36, 38 and 39 have been cancelled rendering the rejections in view of Fette et al. moot.

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CONCLUSION

No additional fees are believed due. However, the Office is authorized to charge any additional fees or underpayments of fees (including fees for petitions for extensions of time) under 37 C.F.R. 1.16 and 1.17 to account number 502117. Any overpayments should be credited to the same account.

Applicant respectfully requests reconsideration of the present application, withdrawal of the rejections made in the last Office Action and the issuance of a Notice of Allowance. The Applicant's representative can be reached at the below telephone number if the Examiner has any questions.

Respectfully submitted,

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